



Paper No. 11

LEE & HAYES PLLC  
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SPOKANE WA 99201

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**NOV 14 2002**

**OFFICE OF PETITIONS**

In re Application of :  
Dideriksen, Feller, Harris, Novak, :  
and Olson : DECISION GRANTING STATUS  
Application No. 09/817,901 : UNDER 37 CFR 1.47(a)  
Filed: 26 March, 2001 :  
Attorney Docket No. MS1-788US :

This is in response to the twice renewed petition filed under 37 CFR 1.47(a) on 6 November, 2002.

The petition is **GRANTED**.

Petitioners have shown that the non-signing inventor, Chris Feller, has refused to join in the filing of the above-identified application after having been sent via E-mail a copy of the application papers. Specifically, the statement of petitioners' registered attorney, Lance R. Sadler, establishes that the a copy of the application papers were sent via E-mail to the inventor, who acknowledged receipt thereof. The inventor then sent an E-mail to counsel's employee, Jane Stafford, stating that he would not sign the application. The inventor has not signed and returned the declaration.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the Declaration. Notice of the filing of this application will also be published in the Official Gazette.

Although petitioners submitted a two (2) month extension of time with the present renewed petition, a three (3) month extension of time is necessary for a timely reply to the decision mailed 6 June, 2002. Therefore, counsel's deposit account, No. 12-0769, will be charged the additional \$520.00 for a three (3) month extension of time.

It is noted that the declaration filed with the present petition lists a different order of inventors' names than did the declaration filed on 29 November, 2001. The order of names of joint patentees in the heading of the patent is taken from the order in which the typewritten names appear in the original oath or declaration.<sup>1</sup> Therefore, if petitioners desire that the order of names be other than as specified on the declaration filed with the application, a petition under 37 CFR 1.182 to change the order of inventors must be filed, accompanied by the requisite petition fee.

After this decision is mailed, the application will be forwarded to the Office of Initial Patent Examination.

Telephone inquiries related to this decision should be directed to the undersigned at 703-308-6918.



Douglas I. Wood  
Senior Petitions Attorney  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy

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<sup>1</sup>MPEP 605.04(f).



Chris Feller  
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Bellvue, WA 98008

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**OFFICE OF PETITIONS**

In re Application of  
Feller et al.

Application No. 09/817,901

Filed: 26 March, 2001

For: METHODS, SYSTEMS AND MEDIA PLAYERS FOR RENDERING DIFFERENT MEDIA TYPES

Dear Mr. Feller:

You are named as a joint inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to the undersigned at 703/308-6918. Requests for information regarding your application should be directed to the File Information Unit at 703/308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at 703/308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

Douglas I. Wood  
Senior Petitions Attorney  
Office of Petitions  
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for Patent Examination Policy

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